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MAR 04 2013

**Board of Vocational Nursing
and Psychiatric Technicians**

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**BEFORE THE
BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. VN-2007-2065

**DEANNA MARIE LUDLOW
914 Whitemarsh Way
Modesto, CA 95356**

A C C U S A T I O N

Vocational Nurse License No. VN 192185

Respondent.

Teresa Bello-Jones, J.D., M.S.N., R.N. (Complainant) alleges:

PARTIES

1. Complainant brings this Accusation solely in her official capacity as the Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians ("Board"), Department of Consumer Affairs.

2. On or about June 16, 2000, the Board issued Vocational Nurse License Number VN 192185 to Deanna Marie Ludlow ("Respondent"). The license expired on June 30, 2010, and has not been renewed.

JURISDICTION

3. Business and Professions Code ("Code") section 2875 provides, in pertinent part, that the Board may discipline the holder of a vocational nurse license for any reason provided in Article 3 (commencing with section 2875) of the Vocational Nursing Practice Act.

1 4. Code section 118(b) provides, in pertinent part, that the expiration of a license shall
2 not deprive the Board jurisdiction to proceed with a disciplinary action during the period within
3 which the license may be renewed, restored, reissued or reinstated. Under Code section 2892.1,
4 the Board may renew an expired license at any time within four years after the expiration.

5 **STATUTORY PROVISIONS**

6 5. Code section 2878 states, in pertinent part:

7 The Board may suspend or revoke a license issued under this chapter [the
8 Vocational Nursing Practice Act (Bus. & Prof. Code, § 2840, et seq.)] for the
9 following:

10 (a) Unprofessional conduct....

11 (f) Conviction of a crime substantially related to the qualifications,
12 functions, and duties of a licensed vocational nurse, in which event the record of the
13 conviction shall be conclusive evidence of the conviction.

14 (j) The commission of any act involving dishonesty, when that action is
15 related to the duties and functions of the licensee.

16 **COST RECOVERY**

17 6. Code section 125.3 provides, in pertinent part, that the Board may request the
18 administrative law judge to direct a licensee found to have committed a violation or violations of
19 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
20 enforcement of the case.

21 **FIRST CAUSE FOR DISCIPLINE**

22 **(Conviction of Crimes)**

23 7. Respondent is subject to discipline under Code section 2878(f), in that she was
24 convicted of the following crimes that are substantially related to the qualifications, functions or
25 duties of a licensed vocational nurse:

26 a. On or about May 4, 2010, in the case of *People v. Deanna Marie Ludlow*, (Super.
27 Ct. Stanislaus County, 2010, Case No. 1414850), Respondent was convicted by the Court on her
28 plea of nolo contendere of violating Penal Code section 459 (burglary in the second degree), a
felony. The circumstances of the crime were that on or about February 17, 2010, Respondent
attempted to steal various items from Home Depot totaling \$174.84.

1 b. On or about July 28, 2010, in the case of *People v. Deanna Marie Ludlow*, (Super.
2 Ct. Stanislaus County, 2010, Case No. 1417866), Respondent was convicted by the Court on her
3 plea of nolo contendere of violating Penal Code section 666 (petty theft with a prior theft related
4 conviction), a felony, and Penal Code section 148 (resisting arrest), a misdemeanor. The
5 circumstances of the crime were that on or about May 1, 2010, Respondent attempted to steal six
6 bottles of alcohol from Cost Less Food Store. After being detained by store employees,
7 Respondent pulled a razor knife from her back pocket in an attempt to harm the store employees.

8 c. On or about March 8, 2012, in the case of *People v. Deanna Marie Ludlow*,
9 (Super. Ct. Stanislaus County, 2011, Case No. 1440166), Respondent was convicted by the Court
10 on her plea of nolo contendere of violating Penal Code section 496(a) (receiving stolen property),
11 a felony. The circumstances of the crime were that on or about December 23, 2011, Respondent
12 willfully, unlawfully, and feloniously bought, received, concealed, sold, or withheld property of
13 another, said property having been stolen, and knowing that said property had been stolen.

14 **SECOND CAUSE FOR DISCIPLINE**

15 **(Committed Acts of Dishonesty)**

16 8. Respondent is subject to discipline under Code section 2878(j), in that on or about
17 February 17, 2010, May 1, 2010, and December 23, 2011, while a licensed vocational nurse,
18 Respondent committed acts involving dishonesty, as set forth above in paragraph 9.

19 **PRAYER**

20 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein
21 alleged, and that following the hearing, the Director of Consumer Affairs issue a decision:

22 1. Revoking or suspending Vocational Nurse License Number VN 192185, issued to
23 Deanna Marie Ludlow;

24 2. Ordering Deanna Marie Ludlow to pay the Bureau of Vocational Nursing and
25 Psychiatric Technicians the reasonable costs of the investigation and enforcement of this case,
26 pursuant to Code section 125.3; and,

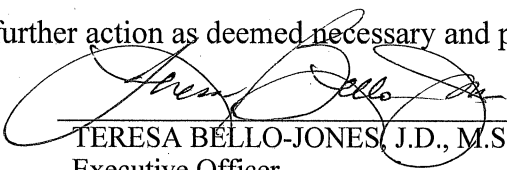
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3. Taking such other and further action as deemed necessary and proper.

DATED: MAR 04 2019



TERESA BELLO-JONES, J.D., M.S.N., R.N.
Executive Officer
Board of Vocational Nursing and Psychiatric Technicians
Department of Consumer Affairs
State of California
Complainant

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